



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: March 1, 2006

Signature:

*William K. Merkel*  
(William K. Merkel, Ph.D.)

Docket No.: 27373/33716  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Richard J. Whitley et al.

Application No.: 09/869,674

Art Unit: 1632

Filed: November 15, 2001

Examiner: Wehbe, Anne Marie  
Sabrina

For: RECOMBINANT HERPES SIMPLEX VIRUS  
USEFUL FOR TREATING NEOPLASTIC  
DISEASE

**AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

This document is responsive to the non-final Office Action dated November 1, 2005. Please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.